

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

In re)	
)	
STEPHANIE ENTELES-DUVAL,)	Case No. 14-22422-RDD
)	
Debtor.)	Adversary No. 14-08241-RDD
)	
SPITZER ENGINEERING LLC,)	
)	
PLAINTIFF,)	
v.)	
)	
STEPHANIE ENTELES-DUVAL,)	
)	
DEFENDANT.)	
)	

NOTICE OF FILING STIPULATION AND PROPOSED ORDER

PLEASE TAKE NOTICE OF THE FOLLOWING:

1. On June 11, 2014, Spitzer Engineering LLC (the “Plaintiff”) filed the *Complaint Objecting to Discharge* [Adv. Pro. Docket No. 1] (the “Complaint”) pursuant to which the Plaintiff objected to the discharge of Stephanie Enteles-Duval (the “Debtor”) of debt owed to the Plaintiff.
2. Pursuant to the attached Stipulation and Order, the Debtor, the Plaintiff and the Chapter 7 Trustee (as defined therein) have resolved the Complaint and respectfully request that this Court order the relief stipulated therein.

Dated: July 10, 2014

New York, New York

**MINTZ, LEVIN, COHN, FERRIS,
GLOVSKY AND POPEO, P.C.**

By: /s/ John H. Bae

Jeffrey A. Moerdler

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Attorneys for Spitzer Engineering, LLC

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

In re)	
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STEPHANIE ENTELES-DUVAL,)	Case No. 14-22422-RDD
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Debtor.)	Adversary No. 14-08241-RDD
)	
SPITZER ENGINEERING LLC,)	
)	
PLAINTIFF,)	
v.)	
)	
STEPHANIE ENTELES-DUVAL,)	
)	
DEFENDANT.)	

STIPULATION AND ORDER

WHEREAS, Stephanie Enteles-Duval (the "Debtor") filed a voluntary petition for relief under chapter 7, title 11 of the United States Code (the "Bankruptcy Code") on April 4, 2014;

WHEREAS, Mark S. Tulis of Oxman, Tulis, Kirkpatrick, Whyatt & Geiger was appointed as chapter 7 trustee (the "Chapter 7 Trustee");

WHEREAS, on June 11, 2014, Spitzer Engineering LLC (the "Plaintiff") filed the *Complaint Objecting to Discharge* [Adv. Pro. Docket No. 1] (the "Complaint")¹, pursuant to which the Plaintiff objected to the discharge of the Debtor, on the grounds that the Debtor obtained funds from the Plaintiff by embezzlement and/or larceny while in the Plaintiff's employ;

WHEREAS, the Debtor does not dispute the allegations in the Complaint, including the nondischargeability of the Remaining Debt.

NOW, THEREFORE, IT IS HEREBY STIPULATED, AGREED AND ORDERED, as follows:

¹ Capitalized terms used but not defined herein shall have the meanings ascribed to them in the Complaint.

1. The Remaining Debt is nondischargeable pursuant to section 523(a)(4) of the Bankruptcy Code, and the Debtor shall not receive a discharge for any portion of the Funds. including the Remaining Debt.

2. This adversary proceeding is hereby resolved in accordance with this Stipulation and Order.

3. The Court shall retain jurisdiction with respect to any matters, claims, rights, or disputes arising from or related to the implementation of this Stipulation and Order.

ARLENE GORDON-OLIVER, P.C.

By: 

Arlene Gordon-Oliver
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Suite 203
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Attorneys for the Debtor

July __, 2014

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GLOVSKY AND POPEO, P.C.

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Attorneys for Spitzer Engineering, LLC

July __, 2014

STEPHANIE ENTELES-DUVAL

By: 

Stephanie Enteles-Duval
Debtor

July 9, 2014

SPITZER ENGINEERING, LLC

By: 

Bernard Spitzer
Manager

July __, 2014

OXMAN, TULIS, KIRKPATRICK,

**OXMAN, TULIS, KIRKPATRICK,
WHYATT & GREIGER**

By:

Mark S. Tulis

Mark S. Tulis

120 Bloomingdale Road
White Plains, NY 10605

Chapter 7 Trustee

July 10, 2014

IT IS SO-ORDERED:

_____, 2014
White Plains, New York

THE HONORABLE ROBERT D. DRAIN
UNITED STATES BANKRUPTCY JUDGE

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